

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

SSGT. JASON A. ADKINS, USAF, :
:
Plaintiff, :
:
v. : Civil Action No. 04-1453- JJF
:
DONALD H. RUMSFELD, Secretary of :
Defense; JAMES G. ROCHE, Secretary :
of the Air Force; GEN. JOHN W. :
HANDY, Commander Air Mobility :
Command, COL. JOHN I. PRAY, JR., :
436th Air Wing Commander, in their :
official capacities, :
:
Defendants. :

O R D E R

At Wilmington, this 16 day of September 2005, for the
reasons discussed in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that Defendants' Motion To Dismiss
(D.I. 9) is DENIED.



UNITED STATES DISTRICT JUDGE